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DOGM
MINERALS PROGRAM
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5M, INC., P.O. BOX 752, HURRICANE, UTAH 84737 (801) 635-4473

FACSIMILE TRANSMITTAL COVER SHEET

DATE: April 18, 1995

TO: Mr. Wayne Hedberg

COMPANY: Utah Division of Oil, Gas & Mining
3-Triad Center - Suite 350
Salt Lake City, Utah 84180-1203

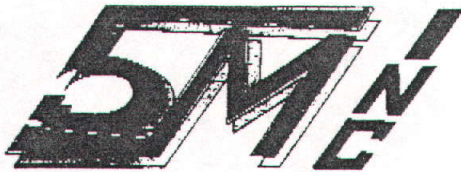
FAX #: 1-801-359-3940

FROM: Jerry Glazier, President
5M, Inc. - P.O. Box 752
Hurricane, Utah 84737

RE: EPA ltr dtd 13 Apr 1995 to 5M, Inc. (attached)

COMMENTS: 5M, Inc. ltr dtd 18 Apr 1995 in response to
above reference. (attached)

TOTAL PAGES (Including Cover Page) Four



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April 18, 1995

U.S. Environmental Protection Agency
Region VIII
999 18th Street - Suite 500
Denver, Colorado 80202-2466

Attn: Sharon L. Kercher, Chief
Removal Enforcement Section

Dear Ms. Kercher:

As officers of 5M, Inc., we are very disappointed in receiving your letter in today's mail, which points out once again that the EPA chooses not to allow 5M, Inc., its officers or any of the PRP's involved, to negotiate in any way alternatives to the EPA making an illegal seizure of private lands, minerals, and facilities. Your letter further indicates your intent to close existing and any further mining and ore processing operations at the Silver Reef Mines located in Washington County, Utah.

5M, Inc. is especially concerned that the proposed meeting in Salt Lake City, Utah, scheduled for April 20th, 1995, has been totally misrepresented. This meeting as you and Mr. James R. Rhodes are fully aware, was to have been a meeting with the EPA and the PRP's, and was originally scheduled for St. George or Hurricane, Utah, at the 5M, Inc. offices on April 12, 1995. This meeting was postponed and rescheduled to Salt Lake City at EPA's request, but the purpose was to have been the same.

Now to see that this meeting is another attempt by EPA to mandate Utah Agencies and 5M, Inc. into an Administrative Order Of Consent meeting is totally unacceptable to 5M, Inc. and PRP's.

5M, Inc. believes productive meetings could be held which could include discussions whereby 5M, Inc. would reestablish a position with the appropriate Utah State Agencies for revised, but continuing, operations at the Silver Reef site. 5M, Inc. also believes a program such as this could be very effective and environmentally acceptable in resolving any concerns of the various Agencies.

EPA personnel should give this matter serious thought, and hopefully extend an invitation to 5M, Inc. to formally present such plans to both Federal and State. At such a time, 5M, Inc. and officials will certainly be willing to continue

5M, Inc.
18 Apr 1995
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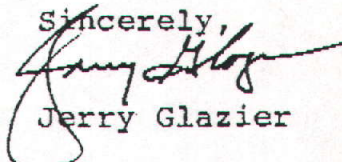
meetings and communications. At present, 5M, Inc. is unwilling to give up the mine and the opportunity to continue operations at the site.

5M, Inc. intends to begin scheduling meetings with the appropriate State Agencies with the above view in mind, and to do this in the very near future. The EPA will be advised of these meetings and the results as they progress. 5M, Inc. would be very pleased to have the EPA's support of such efforts, including a show of good faith by rescinding Superfund and Wetlands designations, as these actions will benefit no one.

The initial concern of a so-called public drinking well is no longer valid, and certainly does not merit the high cost of Federal government monitoring. The well, if used at all, would only supplement a temporary shortage of ditch water for irrigation purposes. Mr. LaVar Webb's many tests of the water quality submitted to County and State officials should no doubt certify its quality for that specific use.

We in 5M, Inc. thank you for the patience and help you have extended to date.

Sincerely,



Jerry Glazier

JG:s

cc: Each, Utah State Delegation
Bureau of Reclamation - Chris Whitlock - Provo, Utah
Bureau of Land Management - Craig Zufelt - Cedar City, Utah
Utah Division of Oil, Gas and Mining - Wayne Hedberg, SLC, Utah
Utah Department of Environmental Quality - Jason Knolton, SLC
Utah Representative Met Johnson
c/o John C. Willie, Washington County Commissioners
Mr. Glenwood Humphries, Washington County Sheriff
(FAX - followed by hard copy)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 500
DENVER, COLORADO 80202-2466

APR 13 1995

Ref: 8HWM-ER

Jerry Glazier
President
P.O. Box 752
Hurricane, UT 84737

Re: Leeds Silver Reclamation
Site Meeting

Dear Mr. Glazier:

Arrangements have been finalized for a meeting to discuss the Administrative Order on Consent (AOC) for Removal Action at the Leeds Silver Reclamation Site located in Hurricane, Utah, with representatives from the Environmental Protection Agency (EPA), SM, Inc., Bureau of Reclamation (BOR), Bureau of Land Management (BLM), Utah's Division of Oil, Gas and Mining (UDOGM), Utah's Department of Environmental Quality (UDEQ), and Utah's House of Representatives. The meeting will be held at 10:00 a.m. on Thursday, April 20, 1995, in a first floor conference room of the UDEQ office building located at 168 North 1950 West, Salt Lake City, Utah.

Should you have any questions concerning this meeting, please contact James R. Rhodes, Enforcement Specialist, at (303) 294-7040.

Sincerely,

Sharon L. Kercher
Sharon L. Kercher, Chief
Removal Enforcement Section

